IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE NINETEENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

-

WRIT PETITION NO : 15625 of 2005

Between:

Sri C.Ajay Kumar, s/o Satyanarayana,
R/o Sri Krishna Travels, Near Bus stand, Vijayawada.

..... PETITIONER

AND

The Secretary, State Transport Authority, A.P., Hyderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ order or direction particularly one in the nature of writ of mandamus, directing the respondent herein to accept the valid records of a contract carriage vehicle within one month from the petitioner and issue Contract Carriage Permit on the Inter State Route Tirupathi to Cannaore Via., Bangalore as per orders of the State Transport Appellate Tribunal, Hyderabad in A.P.No.287 of 2003 dt.22-9-2003.

Counsel for the Petitioner: MR.B.SIVA RAMA KRISHNAIAH

Counsel for the Respondent: GP FOR TRANSPORT

The Court at the admission stage made the following:

ORDER:

This writ petition is filed by the petitioner seeking a writ of Mandamus directing the respondent to accept the valid records of the Contract Carriage Vehicle within one month and issue Contract Carriage Permit on the Inter State route i.e., from Tirupathi to Cannaore via Bangalore as per the orders of the State Transport Appellate Tribunal, Hyderabad (for short 'the Tribunal') passed in A.P.No.287 of 2003 dated 22.09.2003.

According to the petitioner, he made an application before the respondent-authorities for grant of Contract Carriage Permit and as the same was not granted, he approached the Tribunal. The Tribunal by proceedings dated 22.09.2003 allowed the appeal directing the petitioner to present valid documents as required under the Motor Vehicles Act, 1988 and A.P.Motor Vehicles Rules, 1989 within a period of four months from the date of receipt of the order and on receipt of the same, the respondent-authorities were directed to issue Contract Carriage Permit to the petitioner. However, it is stated that the petitioner could not comply with the direction and there was some delay on his part. Hence, he has come up with the present writ

petition.

At the time of hearing, it is represented that in similar circumstances this Court passed an order in W.P.No.14128 of 2005, dated 01.07.2005, wherein the petitioner was directed to submit valid documents before the respondent-authorities within a period of two weeks from the date of receipt of the order and on receipt of same, the respondent-authorities were directed to issue Contract Carriage Permit as per the directions of the Tribunal.

As the petitioner is also one of the appellants in a batch of cases before the Tribunal, he is also entitled for the same relief. Accordingly, the writ petition is disposed of directing the petitioner to submit valid documents before the respondent-authorities within a period of two weeks from the date of receipt of a copy of this order and on receipt of the same, the respondent is directed to issue Contract Carriage Permit to the petitioner on the Inter State route i.e., from Tirupathi to Cannaore via Bangalore as per the orders of the Tribunal dated 22.09.2003. No costs.

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19.07.2005

Note: Issue CC in three days.

(b/o)

VGB

To

1. The Secretary, State Transport Authority, A.P., Hyderabad.

2. 2CCs to the Government Pleader for Transport, High Court Buildings, Hyderabad. (OUT)

3. 2CD copies.